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PRESENTED BY

1875

UNITED STATES OF AMERICA.









CHARTER  
OF  
COLBY UNIVERSITY,

ACTS AND RESOLVES

RELATING THERETO,

AND THE

BY-LAWS OF THE TRUSTEES.



PORLAND, ME:  
STEPHEN BERRY, PRINTER.

1875.

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300-400 ml of methanol, 50-100 mg of dried *P. tuberosum* tubers, 100 mg of dried *P. sativum* tubers, 100 mg of dried *P. vulgaris* tubers, 100 mg of dried *P. acuminatum* tubers, 100 mg of dried *P. rufipinnatum* tubers, 100 mg of dried *P. glaucum* tubers, 100 mg of dried *P. edulis* tubers, 100 mg of dried *P. villosum* tubers, 100 mg of dried *P. megalocarpum* tubers, 100 mg of dried *P. chrysanthus* tubers, 100 mg of dried *P. tuberosum* leaves, 100 mg of dried *P. sativum* leaves, 100 mg of dried *P. vulgaris* leaves, 100 mg of dried *P. acuminatum* leaves, 100 mg of dried *P. rufipinnatum* leaves, 100 mg of dried *P. glaucum* leaves, 100 mg of dried *P. edulis* leaves, 100 mg of dried *P. villosum* leaves, 100 mg of dried *P. megalocarpum* leaves, 100 mg of dried *P. chrysanthus* leaves, 100 mg of dried *P. tuberosum* roots, 100 mg of dried *P. sativum* roots, 100 mg of dried *P. vulgaris* roots, 100 mg of dried *P. acuminatum* roots, 100 mg of dried *P. rufipinnatum* roots, 100 mg of dried *P. glaucum* roots, 100 mg of dried *P. edulis* roots, 100 mg of dried *P. villosum* roots, 100 mg of dried *P. megalocarpum* roots, 100 mg of dried *P. chrysanthus* roots.

According to the author, the first edition of the book was published in 1860, and the second edition in 1862.

and the other two were also present. The  
latter was a small boy, about 10 years old,  
and he was wearing a blue shirt and  
blue trousers. He was standing next to  
the man who had been shot. The man  
was lying on the ground, and the boy  
was looking at him. The man was  
breathing heavily and his eyes were  
closed. The boy was crying and  
shouting for help. The man's  
name was John Smith and he was  
from a nearby town. He had been  
shot while trying to stop a robbery.  
The boy's name was Tom and he  
was the son of a local police officer.  
He was trying to help his father.  
The man died shortly after being  
shot. The boy was taken to a hospital  
and he survived. The boy's father  
was very angry and he threatened  
to kill the man who had shot his son.  
The man was arrested and he was  
sentenced to life in prison.

# C H A R T E R

GRANTED BY MASSACHUSETTS.

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An Act to establish a Literary Institution in the District of Maine, within this Commonwealth.

SEC. 1. *Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same,* That there be erected and established in the District of Maine, in the township hereafter mentioned, a Literary Institution, for the purpose of educating youth, to be called and known by the name of The Maine Literary and Theological Institution, to be under the government and regulation of a body politic, as in this act is hereafter described.

SEC. 2. *Be it further enacted,* That Daniel Merrill, Caleb Blood, Sylvanus Boardman, Thomas Green, Robert Low, Benjamin Titecomb, Thomas Francis, Ranson Norton, Daniel McMasters, Hon. James Campbell, Samuel Stinson, John Hovey, David Nelson, Alford Richardson, John Haynes, Samuel Baker, Joseph Bailey, Phineas Pilsbury, Hezekiah Prince, Moses Dennitt and John Neal, together with the President and Treasurer of the said Institution for the time being, to be chosen as in this act is hereafter directed, be, and hereby are erected a body politic and corporate, by the name of the President and Trustees of the Maine Literary and Theological Institution ; and that they and their succes-

sors, and such others as shall be duly elected members of the said Corporation, shall be and remain a body politic and corporate, by that name forever.

SEC. 3. *Be it further enacted*, That for the more orderly conducting the business of the said Corporation, the President and Trustees shall have full power and authority, from time to time as they shall determine, to elect a Vice-President, Treasurer and Secretary of said Corporation, and to declare the tenure and duties of their respective offices, and also to remove any Trustee from the said Corporation, when in their judgment he shall be rendered incapable by age or otherways, of discharging the duties of his office, and to fill up all vacancies in the said Corporation, by electing such persons for Trustees as they shall judge best: *Provided nevertheless*, That the number of the said Corporation, including the President of the said Institution, and the Treasurer for the time being, shall never be greater than thirty-one, nor less than twenty-one.

SEC. 4. *Be it further enacted*, That the said Corporation may have one common seal, which they may change, break or renew, at their pleasure; and that all deeds signed and delivered by the Treasurer, and sealed with their seal, by the order of the Corporation, shall, when made in their corporate name, be considered in law, as the deed of the said Corporation; and that the said Corporation may sue and be sued, in all actions real, personal and mixed, and may prosecute and defend the same to final judgment and execution, by the name of the President and Corporation of the Maine Literary and Theological Institution; and that the said Corporation shall be capable of having, holding and taking in fee simple, or any less estate, by gift, grant, devise or otherwise, any lands, tenements or other estates, real or personal: *Provided nevertheless*, That the annual clear income of the same shall not exceed the sum of thirty thousand dollars.

SEC. 5. *Be it further enacted*, That the said Corporation shall have full power and authority to determine at what times and places their meetings shall be holden, and on the manner of notifying the Trustees, to convene at such meetings, and also from time to time, to elect a President and Treasurer of said Institution, and such Professors, Tutors, Instructors, and other officers of the said Institution, as they shall judge most for the interest thereof; and to determine the duties, salaries, emoluments and tenures of their several offices aforesaid; the said President for the time being, when elected and inducted into his office, to be *ex-officio* President of the Corporation; and the said Corporation are further empowered to purchase or erect and keep in repair, such houses and other buildings, as they shall judge necessary for the said Institution, and also to make and ordain, as occasion may require, reasonable rules, orders and by-laws, not repugnant to the laws of this Commonwealth, with reasonable penalties for the good government of said Institution, and also to determine and prescribe the mode of ascertaining the qualifications of the students requisite to their admission: *Provided nevertheless*, That no corporate business shall be transacted at any meeting, unless thirteen at least of the Corporation are present.

SEC. 6. *Be it further enacted*, That the clear rents, issues and profits of all the estate, real and personal, of which the said Corporation shall be seized or possessed, shall be appropriated to the endowment of the said Institution, in such manner as shall most effectually promote virtue and piety, and a knowledge of such of the languages, and of the liberal arts and sciences, as shall be hereafter directed from time to time by the said Corporation.

SEC. 7. *Be it further enacted*, That the Hon. John Woodman, Esq., be, and he is hereby authorized and empowered to fix the time and place for holding the first meeting of the

said Corporation, of which he shall give notice by an advertisement in a Portland, and one other eastern newspaper, at least fourteen days previous to the time of said meeting.

SEC. 8. *Be it further enacted*, That the Treasurer of said Corporation shall, before he enters upon the execution of the duties of his office, give bonds to the said Corporation, in such sums and with such sureties as they shall approve of, conditioned for the faithful discharge of the said office, and for rendering a just and true account of his doings therein, when required ; and that all the money, securities and other property of the said Corporation, together with all the books in which his accounts and proceedings as Treasurer were entered and kept, that shall be in his hands at the expiration of his office, shall, upon demand made upon him, his executors or administrators, be paid and delivered over to his successor in that office, and all moneys recovered by virtue of any suit at law, upon such bond, shall be paid over to the Corporation aforesaid, and subjected to the appropriation above directed in this act.

SEC. 9. *Be it further enacted*, That the Legislature of this Commonwealth may grant any further powers to, or alter, limit, annul or restrain any of the powers by this act vested in the said Corporation, as shall be judged necessary to promote the best interests of the said Institution ; and the said Corporation shall be holden to render an account to the Legislature, whenever they shall see fit to require it, of all their proceedings, and the manner of disposing of the funds of said Institution.

SEC. 10. *Be it further enacted*, That there be, and hereby is granted a township of land six miles square, to be laid out and assigned from any of the unappropriated lands belonging to this Commonwealth in the District of Maine, under the same restrictions, reservations, and limitations, as other grants, for similar purposes are usually made ; the same to

be vested in the Corporation of said Institution, and their successors forever, for the use, benefit and purpose of supporting said Institution, to be by them holden in their corporate capacity, with the power and capacity to settle, divide and manage the same tract of land or township, or any part thereof, or to sell, convey or dispose of the same, for settlement only, and to no one person a larger quantity than one thousand acres, in such way and manner, as shall best promote the welfare of said Institution ; the same to be laid out under the direction of the committee for the sale of eastern lands, and a plan thereof returned to the Secretary's office, within three years after the expiration of the present war with Great Britain.

[Approved by the Governor, Feb. 27, 1813.]

## ACTS RELATING TO THE UNIVERSITY.

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BY MASSACHUSETTS.

An Act in addition to an Act, entitled "An Act to establish a Literary Institution in the District of Maine, within this Commonwealth."

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same,* That the Maine Literary and Theological Institution be, and they are hereby authorized and empowered to locate and establish their buildings in any town within the Counties of Kennebec or Somerset; anything contained in the first section of the Act entitled "An Act to establish a Literary Institution in the District of Maine, within this Commonwealth," to the contrary notwithstanding.

[Approved by the Governor June 15, 1816.]

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BY MAINE.

An Act to enlarge the powers of the Maine Literary and Theological Institution.

SEC. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the President and

Trustees of the Maine Literary and Theological Institution are hereby authorized and empowered to confer such degrees as are usually conferred by Universities established for the education of youth: *Provided*, That the said Corporation shall confer no degrees other than those of Bachelor of Arts, and Master of Arts, until after the first day of January, which will be in the year of our Lord eighteen hundred and thirty. *And provided also*, that the said Corporation shall not make or have any rule or by-law requiring that any member of the Trustees shall be of any particular religious denomination. *Provided*, That no student belonging or who may hereafter belong to said Institution, sustaining a fair moral character, shall be deprived of any privileges of said Institution, or be subjected to the forfeiture of any aid which has been granted by said Institution, for the purpose of enabling him to prosecute his studies, or be denied the usual testimonials on closing his studies, or be denied admission to said Institution on the ground that his interpretations of the scriptures differ from those which are contained in the articles of faith adopted, or to be adopted by said Institution.

SEC. 2. *Be it further enacted*, by the authority aforesaid, That the Legislature of this State shall have the right to grant any further powers to, alter, limit or restrain any of the powers vested in said Corporation, as shall be judged necessary to promote the best interests thereof.

[This Act passed June 19, 1820.]

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An Act to encourage Literature and the useful Arts  
and Sciences.

SEC. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled*, That there be and hereby

is granted to the President and Trustees and Overseers of Bowdoin College, the sum of three thousand dollars annually from and after the fourteenth day of February, which shall be in the year of our Lord eighteen hundred and twenty-four, until the term of seven years therefrom, shall be complete and ended, to be paid in semi-annual payments out of the Treasury of this State from moneys arising from the tax on certain Banks not otherwise appropriated.

SEC. 2. *Be it further enacted*, That the sum of one thousand dollars annually, be, and hereby is granted to the Maine Literary and Theological Institution from and after the fourteenth day of February, which shall be in the year of our Lord one thousand eight hundred and twenty-one, for the term of seven years, to be paid out of the Treasury of this State in the manner provided in the first section of this Act.

SEC. 3. *Be it further enacted*, That at least one-fourth part of the sums to be received by said College and said Literary and Theological Institution, shall be appropriated for and towards the partial or total reduction of the tuition fees of such Students, not exceeding one-half the number of any class who may apply therefor, according to the judgment of the said Corporations respectively.

SEC. 4. *Be it further enacted*, That the President, Directors and Company of the Cumberland Bank, and the President, Directors and Company of the Bank of Portland, shall pay the sums reserved to be paid as a tax on said Banks, to the State of Maine, into the Treasury of this State to create a fund for the purposes aforesaid, for the term of seven years from the 24th day of February, Anno Domini eighteen hundred and twenty-four, and so long as the present charters of said Banks and the tax thereon may by law continue.

SEC. 5. *Be it further enacted*, That the President, Directors and Company of the Waterville Bank, shall pay the

sums reserved to be paid as a tax on said Bank to the State of Maine, into the Treasury of this State to create a fund for the purposes aforesaid from and after the passing of this Act, until the fourteenth day of February which shall be in the year of our Lord eighteen hundred and thirty-one, and so long as the present Charter of said Bank and the tax thereon may by law continue: *Provided, however,* That if the said sums shall be so paid by said Banks, the sums hereby granted shall be paid by the Treasurer of the State to said College and said Literary and Theological Institution respectively, as above granted, in satisfaction of the grants aforesaid: *Provided also,* That this grant shall be null and void whenever the sum of four thousand dollars shall not be annually received from the Banks aforesaid into the Treasury thereof from the tax upon them as aforesaid.

[This Act passed June 28, 1820.]

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An Act to change the name of the Maine Literary and  
Theological Institution.

*Be it enacted by the Senate and House of Representatives in Legislature assembled,* That from and after the passing of this act, the name of the said Maine Literary and Theological Institution shall cease, and the same shall henceforth be called and known by the name of Waterville College; any law to the contrary notwithstanding: And nothing in this act contained shall be construed to impair or annul any of the rights, powers or privileges of the said corporation.

[This Act passed February 5, 1821.]

An Act to change the name of Waterville College.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

SEC. 1. The name of the Corporation, "The President and Trustees of Waterville College," is hereby changed to "The President and Trustees of Colby University."

SEC. 2. This Act takes effect when approved by the Governor.

[Approved January 23, 1867.]

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An Act additional to the Acts which constitute the Charter of Colby University.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

SEC. 1. The powers vested jointly in the President and Board of Trustees, by the Acts which constitute the Charter of Colby University, are hereby vested in the Board of Trustees, of which the President shall not be a member *ex officio*; but the Board may elect their own presiding officer, to hold office for such term as shall be prescribed in the by-laws.

SEC. 2. This Act shall take effect when approved.

[Approved February 17, 1874.]

## RESOLVES RELATING TO THE UNIVERSITY.

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BY MASSACHUSETTS.

Resolve on the petition of the Maine Literary and Theological Institution, granting a township of Land,  
15th February, 1815.

On the petition of the Trustees of the Maine Literary and Theological Institution, requesting that the Agent for the sale of eastern lands might be empowered to give a deed to them of township No. 3, on the west side of Penobscot river, purchased of the Indians ;

*Resolved*, For reasons set forth in said petition, that William Smith, Esq., agent for the sale of eastern lands, be, and he is hereby authorized to give a deed of township No. 3, on the west side of Penobscot river, to the Trustees of the Maine Literary and Theological Institution, to be vested in the Corporation of said Institution, and their successors, forever, for the use, benefit, and purpose of supporting said Institution ; to be by them holden in their corporate capacity, in full consideration for the grant made by an act passed the twenty-seventh day of February, eighteen hundred and thirteen, reserving, however, two thousand six hundred acres, surveyed in lots of one hundred acres each, laid out on a road to be made through said township ; which lots are reserved for the purpose of defraying the expense of making

said road, and subject to the same restrictions, reservations, and limitations, as other grants for similar purposes are now usually made. The said Trustees, and their successors, have full power and authority to settle, divide, and manage the said tract or township of land, or any part thereof, or to sell, convey, or dispose of the same for settlement only; and to no person a larger quantity than one thousand acres, in such way and manner, as shall best promote the welfare of said Institution.

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BY MAINE.

Resolve to encourage and aid the publication of a Statistical view and Map of the State.

*Resolved*, That whenever said maps and statistical view shall be delivered at the office of the Secretary of State, he shall transmit one set to each of the Clerks in each County to be placed in their offices for the use and benefit of the inhabitants of each of said Counties; one set to the Presidents of each of the Colleges of Bowdoin and Waterville; and one set to the Principal of Gardiner Lyceum, for the use of said institutions; and the remaining sets to be hereafter disposed of at the pleasure of the State.

[Approved by the Governor, February 12, 1828.]

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Resolve for the benefit of Waterville College.

*Resolved*, That there be, and hereby is, granted to Waterville College, to be paid out of the Treasury of the State,

the sum of three thousand dollars, in equal annual payments, the first payment to be made on the first day of April next: *Provided*, That the sum of two hundred and fifty dollars, from the sum hereby granted, shall be appropriated, annually, to the partial or total reduction of the tuition fees of indigent students in said College.

[Approved by the Governor, February 18, 1828.]

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Resolve for the benefit of Waterville College.

*Resolved*, That there be, and hereby is granted to Waterville College, to be paid out of the Treasury of the State, in addition to the sum granted at the last session of the Legislature, the sum of one thousand dollars, in two equal annual payments, the first payment to be made on the first day of April next.

[Approved February 13, 1829.]

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Resolve in favor of Waterville College.

*Resolved*, That there be and hereby is granted to Waterville College, to be paid out of the Treasury of the State, the sum of one thousand dollars, *Provided*, that the sum of five hundred dollars from the sum hereby granted, shall be appropriated to the partial or total reduction of the term bills of indigent students in said College.

[Approved March 9, 1832.]

Resolve in relation to the distribution of certain documents to Bowdoin College, Waterville College and Harvard University.

*Resolved*, That the Secretary of State be and he hereby is authorized and directed to forward to Bowdoin College, Waterville College and Harvard University one copy each of all the laws, resolves and public documents of this State up to and including the present year, to be deposited for perpetual preservation in the respective libraries of said institutions: *Provided, however*, That the number of such laws, resolves and public documents in the State library, shall not thereby be so reduced as to prevent the necessary supply for usual State purposes.

*Resolved*, That one set each, of the laws, resolves and public documents of each subsequent year, be hereafter annually transmitted by the Secretary of State to said several Institutions for the purposes aforesaid.

[Approved July 30, 1847.]

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Resolve making a grant of land to Waterville College.

*Resolved*, That the land agent be directed to convey to the Trustees of Waterville College, two half townships of land of average quality, to be selected by him and to be applied by said Trustees to the benefit of said College; *Provided, however*, That said land shall revert to the State unless there be subscribed and paid into the funds of said College by private subscription the sum of twenty thousand dollars by the first day of April, eighteen hundred and sixty-three.

[Approved March 9, 1861.]

Resolve to amend chapter forty of the resolves of eighteen hundred and sixty-one, making a grant of land to Waterville College.

*Resolved*, That chapter forty of the resolves of eighteen hundred and sixty-one, be and hereby is amended so as to read,

*Resolved*, That the land agent be directed to convey to the President and Trustees of Waterville College, two half townships of land of average quality, to be selected by said agent, and to be applied by said President and Trustees to the benefit of said College; *Provided, however*, That said land shall revert to the State, unless the subscriptions to the said College now being made by individuals, shall have reached at least the sum of twenty thousand dollars, on or before the first day of April, eighteen hundred and sixty-three, and unless twenty thousand dollars shall have been actually paid into the Treasury of said College, on or before the last day of December, eighteen hundred and seventy, from the subscriptions now being made as aforesaid.

[Approved February 4, 1862.]

## CHARTER OF THE LITERARY FRATERNITY.

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An Act to incorporate the Literary Fraternity of Waterville College.

SEC. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That Abraham Sanborn, Sumner S. Rawson, Nicholas Medbury, Samuel McLellan, and Hermon Stevens, their associates and successors, be, and they hereby are, incorporated into a body politic by the name of the Literary Fraternity of Waterville College; and by that name may sue, prosecute and defend, in any court whatever; have a common seal, and change the same at pleasure; and make any by-laws for its government, not repugnant to the constitution and laws of the State; hold and possess any estate, real and personal, to any amount, not exceeding five thousand dollars over and above the value of their books, and may sell and convey or lease the same.

SEC. 2. *Be it further enacted,* That all the estate of said Corporation shall be held and used exclusively for the encouragement of literature and the diffusion of science and useful knowledge.

SEC. 3. *Be it further enacted,* That the powers granted by this Act, may be enlarged, restricted or annulled, at the pleasure of the Legislature.

SEC. 4. *Be it further enacted,* That the first meeting for the organization of said Corporation, may be notified and held at such time and place as the said Sanborn may direct.

[Approved by the Governor, February 19, 1827.]

## CHARTER OF THE EROSOPHIAN ADELPHI.

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An Act to incorporate the Erosophian Adelphi of Waterville College.

SEC. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That Joseph Russell, Jr., Oliver G. Fessenden, Smith B. Goodenow, B. F. Butler, Nathan W. Oliver, their associates and successors, be, and they hereby are, incorporated into a body politic by the name of the Erosophian Adelphi of Waterville College; and by that name may sue, prosecute and defend in any Court whatever; have a common seal, and change the same at pleasure; and make any by-laws for its government, not repugnant to the Constitution and Laws of the State, hold and possess any estate, real and personal, to any amount not exceeding five thousand dollars over and above the value of their books, and may sell and convey or lease the same.

SEC. 2. *Be it further enacted,* That all the estate of said Corporation shall be held and used exclusively for the encouragement of literature and the diffusion of science and useful knowledge.

SEC. 3. *Be it further enacted,* That the powers granted by this Act, may be enlarged, restricted or annulled at the pleasure of the Legislature.

SEC. 4. *Be it further enacted,* That the first meeting for the organization of said Corporation may be notified and held at such time and place as either of the above named persons may direct.

[Approved March 28, 1836.]

## BY-LAWS OF THE TRUSTEES.

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### ANNUAL MEETING.

1. The Annual Meeting of the Trustees shall be held at Champlin Hall on the day before Commencement, at nine o'clock in the forenoon. There shall be a meeting on Commencement Day at nine o'clock in the forenoon. At the Annual Meeting, or any adjournment thereof, any business may be transacted.

### SPECIAL MEETINGS.

2. Special Meetings may be ordered by the President of the University, or the Chairman of the Board of Trustees, and it shall be the duty of either to call a Special Meeting on the written application of five members of the Board, setting forth the objects of the meeting.

### MEETINGS, HOW NOTIFIED.

3. Members of the Board shall take notice of the time and place of the Annual Meeting, and the proceedings thereat shall not be affected by failure to give notice of the meeting.

Special Meetings shall be called by publishing a notice in two newspapers printed in this State, two weeks suc-

sively, the first publication to be at least fourteen days before the meeting. The notice shall state the objects of the meeting ; and no business shall be transacted at such meetings, but such as relates to the objects specified in the notice. The Secretary shall record a copy of the notice and the names of the newspapers in which it was published, with the date of the respective publications.

It shall be the duty of the Secretary also to notify each member of the Board, by mail, of all meetings of the Board, at least seven days before the time of the meeting ; but this notice is not necessary for the legality of any meeting.

#### QUORUM.

4. Thirteen members shall constitute a quorum; but a less number may adjourn from day to day, or to any other time or place until a quorum shall be obtained.

#### OFFICERS.

5. The officers of the Corporation shall be a President, Vice President, Secretary and Treasurer; <sup>no</sup> one, not a member of the Board of Trustees, is eligible to the office of Vice President.

#### TENURE OF OFFICE.

6. The Vice President, Secretary and Treasurer shall hold their offices, respectively, for two years, and until others are chosen in their stead. Any person elected or appointed President, Professor or Tutor in the University, shall hold his office during the pleasure of the Board, subject to be removed by a vote of a majority of the members present, at any regular meeting: and in every case of such removal, the duties of such officer shall forthwith cease, and he shall be allowed to receive his salary for a period of three months beyond the time of removal: and the President or any Pro-

fessor or Tutor may resign his office at any time, by giving notice to the Secretary of his intention to do so, three months prior to the time his resignation is to take effect; and the Secretary shall forthwith communicate the same to the Committee of Instruction.

7. A Trustee forfeits his membership by absence from two successive annual meetings.

#### DUTIES OF OFFICERS.

8. The Board shall from time to time prescribe such laws as they may deem necessary for the guidance of the President, Professors and Tutors in the discharge of their respective duties and the management of the affairs of the University.

9. The Vice President shall, *ex-officio*, be Chairman of the Board of Trustees, and in his absence a Vice President *pro tem.* shall be chosen.

10. The Secretary shall keep a fair record of the votes and transactions of the Board, and also an orderly book in which the By-Laws of the Board and a list of the members, designating the time of their commencing and ceasing to be members, shall be entered. He shall record the names of the members present at every meeting, and make report of the vacancies in the Board at the opening of each meeting. He shall notify the special meetings, as hereinbefore provided. He shall furnish the Chairman of every Committee with the names of the members thereof; and of special committees, with a copy of the vote by virtue of which the committee was appointed.

11. The Treasurer shall give a bond to the University, with sureties, in such sums as shall from time to time be ordered, for the faithful performance of the duties of his office. He

shall make no payments except on the written orders of the Prudential Committee, or specific appropriations made by the Board. He shall deposit, as Treasurer, in such bank as the Prudential Committee shall designate, all such moneys as may from time to time come into his hands. He shall keep all deeds, promissory notes, and valuable papers belonging to the University. He shall keep a regular set of books, containing the accounts of the University and of all its moneys that may come into or pass through his hands, and shall make annually with the Prudential Committee a complete settlement of his accounts. He shall also make to the Board, at the annual meeting, a full report of the state and condition of the Treasury and of the funds; which report he shall have made up by the Wednesday next before Commencement Day, annually, and shall on that day exhibit the same to the Prudential Committee. He shall also have his accounts made up and ready to be audited by said Committee, by the day above mentioned. He shall make and execute such deeds of real estate as the Board may authorize and direct by vote, and shall affix the seal of the University to the same; and all deeds so executed are declared to be valid and effectual as the deeds of the Corporation. The financial year of the University shall be considered as commencing on the Wednesday next before Commencement Day of each year.

#### STANDING COMMITTEES.

12. A Prudential Committee of three persons shall be elected by ballot at each annual meeting. It shall be their duty to advise and direct the Treasurer in regard to all investments of the funds of the University, and annually to audit his accounts; to attend to and direct suits at law, for or against the University; and to draw orders on the Treasurer for all accounts and claims against the University—which orders

shall always express the specific objects for which they are drawn. They shall direct the expenditure of all appropriations made by the Board, and shall have the general superintendence of the lands and buildings belonging to the University ; and shall keep a book in which shall be entered a record of all the orders drawn by them, and generally of their votes and transactions ; and they shall, at each annual meeting, make a full report to the Board of the amount of orders drawn by them, the state and condition of the finances of the University, and generally of their doings and transactions.

13. The President and Professors of the University, with such others as the Board may appoint, shall be a Committee of Instruction, with power to make any temporary appointment of instructors in any department of the University, which may be necessary to supply any vacancies that may occur between the meetings of the Board. Each Professor, Tutor and person employed as teacher, shall, immediately after the examination for the third term, report to the President in detail the instruction given in each term, whether by lectures or otherwise, the text book used, and in general, the course and amount of study in the several classes ; which reports, with a similar one of his own doings, the President shall lay before the Board at the annual meeting.

14. At every Annual Meeting, there shall be appointed, to act during the year, an Examining Committee of three ; a Committee on the Library, consisting of three members of the Board, and a Committee on the Cabinet and Philosophical Apparatus, consisting of three members of the Board.

15. The Examining Committee shall attend the term examinations and report thereon to the Board at the annual meeting. Each member of the Committee shall have the right to attend any recitation in the University, and the

power to appoint a substitute to act in his place, whenever he may not be able to attend personally to the discharge of any of his duties. The Committee may also appoint others to act with them.

16. The Committee on Library shall have the general charge of the Library and of the expenditure of the appropriations therefor ; shall endeavor to promote the increase of the Library, make frequent examinations thereof, and report upon its condition to the Board at the Annual Meeting, with a statement in detail of the expenditures on account of the Library, and of the books added, during the year.

Each member of the Faculty shall, two weeks before the commencement of each term, furnish to the Chairman of the Committee a list of the new books required in his department during the succeeding term.

17. The Committee on the Cabinet and Philosophical Apparatus shall report at each Annual Meeting upon the condition of the Apparatus and Cabinet, recommending such additions thereto as shall seem to them to be required.

#### OTHER COMMITTEES.

18. At the opening of each annual meeting there shall be appointed the following committees, each consisting of three members of the Board.

A Committee on Finance ;

A Committee on the Reports of the Faculty ; and

A Committee on Honorary Degrees.

To the last named committee shall be referred all propositions for Honorary Degrees ; and no Honorary Degree shall be conferred without a report of the committee upon the proposition therefor, except by the unanimous vote of the Board.

## RULES OF ORDER, &amp;c.

19. Every meeting of the Trustees shall be opened with prayer.

20. All elections shall be by ballot; and no Honorary Degree shall be conferred except by a two-thirds vote, taken by ballot.

21. Committees shall be nominated by the Chairman of the Board, unless otherwise ordered.

22. Vacancies in the Board shall be filled at nine o'clock in the forenoon of Commencement Day, unless some other time shall then be fixed by a two-thirds vote.

23. The minutes of the proceedings of the Board shall be read and corrected at the close of each meeting.

24. In cases not herein specially provided for, the Board shall be governed in its proceedings by the usual parliamentary law.

25. All by-laws heretofore adopted are hereby repealed; and these by-laws may be amended, suspended or repealed at an annual meeting, and by a two-thirds vote: *Provided*, however, that no by-law requiring a unanimous vote shall be amended, suspended, or repealed, except by a unanimous vote, unless the proposition be presented at an annual meeting, entertained by the Board, and referred to the next annual meeting for final action.

## COMMENCEMENT.

26. Commencement shall be holden on the fourth Wednesday of July, annually.

E X T R A C T S  
FROM  
THE LAWS OF COLBY UNIVERSITY.

ADOPTED BY THE TRUSTEES.

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CHAPTER I.

OFFICERS OF THE UNIVERSITY—THEIR DUTY AND POWERS.

1. The President, Professors and Tutors are vested with the executive authority of the University and styled the Faculty; and have power to govern the students, both graduates and undergraduates, according to the laws and rules thereof.
2. The President, during *term time*, shall reside in Waterville, and provide that morning worship be maintained in the University Chapel.
3. The President shall preside at the meetings of the Faculty, at examinations and commencements; and have the superintendence of the general concerns of the University.
4. In case of the absence, resignation, or death of the President, the Professors shall, in rotation, or under such regulations as they may establish, be vested with his authority

and discharge the duties of his office, till his return, or till another President shall be appointed.

5. In regard to precedence among the Professors, it shall be a standing rule that they shall take rank according to the date of their respective appointments to office ; the same rule shall be observed in relation to the Tutor ; provided, however, that the said officers may adopt a different arrangement if they please.

6. The Faculty shall faithfully instruct the students in the languages, arts and sciences, in the manner hereinafter prescribed ; and shall faithfully execute the laws of the University, and maintain discipline and order among the students, always taking special care to exercise, as far as possible, a parental government over them, and to give them the counsels of friendship.

7. The faculty shall hold a session every week in term time, for the purpose of mutual consultation on the concerns of the institution, and of transacting any business which may claim their attention. And the President may call a special meeting whenever he may judge such meeting necessary.

8. At the first session of the faculty in each year, one of the professors shall be appointed Secretary, whose duty it shall be to record all the doings of the government.

9. The faculty shall appoint a monitor or monitors, whose duty it shall be to keep bills of absence from those religious services on which the students are required to attend, marking all as absent who are not present at such time, after the exercises commence, as the faculty shall direct.

The faculty shall also appoint a suitable person to ring the bell, under such regulations as they may adopt; for

which services the person so appointed shall receive a fair compensation, to be determined by the faculty.

10. All excuses for absence from literary and religious exercises shall be presented in writing to the officer superintending the exercise, and be judged of by the faculty.

11. Whenever a question is to be decided by the faculty, the President shall be entitled to three votes, each Professor two, and each Tutor one.

12. The faculty, at any of their regular meetings, may make such additions to these laws as they may think necessary. Provided, however, that no regulation of this kind shall be binding on the students, unless promulgated in the chapel; nor, when so promulgated, shall it continue in force any longer than till the commencement of the next University year, unless approved by the Trustees.

## CHAPTER VII.

### OF COMMENCEMENT AND DEGREES.

1. The commencement shall be holden on the fourth Wednesday in July, annually.

2. No degree shall be conferred, unless authorized by the Board of Trustees.

3. After the *final* examination of the senior class, which shall be on the *fifth* Wednesday preceding commencement, the President shall make known to them the decision of the faculty, in relation to the parts to be performed by them at the ensuing commencement. After the commencement exercise of any student shall have been approved, committed and rehearsed, he may have leave of absence from Waterville till the Friday next preceding commencement, at which

time he is required to return and attend to any rehearsal of his part which may be appointed.

4. If any member of the class shall neglect to rehearse at the time and place appointed, or shall refuse or neglect to perform his part on commencement day, or shall presume to deliver in public what has not been approved, the degree shall be withheld.

5. No student shall be entitled to the *first* degree unless he shall present to the President, as early as the day preceding commencement, a certificate, from a person appointed to collect the bills, that he has settled all demands against him, nor shall any person receive the *second* degree in course, who shall not present to the President a similar certificate that he has paid the customary fee.

6. Every Bachelor of Arts, in three years after receiving the first degree, shall be entitled to the degree of Master of Arts; provided he furnish the Trustees with satisfactory testimonials of the purity of his moral character, and of a proper advancement in the arts or in either of the learned professions, and produce the certificate mentioned in the fourth article.

7. Persons who have received a degree at any other College, may, with the approbation of the Trustees, be admitted *ad eundem* here. All honorary degrees, conferred by the Trustees on account of distinguished merit, shall be free from all charge.

8. Any person who has received a degree at this University, may have a diploma, signed by the President, and sealed with the University seal; and he shall pay to the Treasurer five dollars to defray the expense of the diploma.

## CHAPTER VIII.

## LIBRARY AND PHILOSOPHICAL APPARATUS.

1. The Librarian shall perform the duties of his office agreeably to the direction of the Committee on the Library, in all cases not provided for by established rules.
2. The Librarian, whenever it shall be thought expedient by the Trustees, shall give bonds to the Treasurer, in such sums as shall be thought proper, for the faithful discharge of his trust.
3. All the students of the University shall be entitled to the use of the library.
4. Each student, while in the library shall remain uncovered, and shall conduct himself in an orderly and respectful manner. No student shall be allowed to take down any book from the shelf.
5. No student shall be allowed to take from the library, or have in his possession at one time, more than three volumes.
6. No book taken from the library, except text-books, shall be kept longer than three weeks. Any student keeping a book longer than the time specified, shall be charged ten cents per week for such detention; and for the use of each text from the library, there shall be charged a compensation, fixed by the committee, according to the value of the book, and the manner in which it shall have been used.
7. If any student damage a book belonging to the library, he shall be required to repair such damage, and if he lose a book he shall replace it by a new one, within three months, or be charged double the amount of the cost of the book, or if belonging to a set, of the set to which it belongs.
8. No student is expected to apply to the Librarian for books, except at times appointed by the committee.

9. Near the close of each term the Librarian shall appoint a day on which all books belonging to the library shall be returned; and for every book not returned at the specified time, a fine of fifty cents shall be imposed upon the delinquent. The officers of instruction, and all other persons not students, who may have books borrowed from the library, are required to return the same on the Saturday preceding commencement; and no books shall be lent to *students* during any vacation.

10. Members of the Corporation and the officers of instruction may have access to the library whenever they find it necessary.

11. No books shall be lent from the library to persons not immediately connected with the University, except in special cases, and on a written order from the President.

12. The Librarian shall keep a carefully prepared record of all books taken from the library.

13. The philosophical apparatus and the observatory shall be under the charge of the Professor of Natural Philosophy and Astronomy. The Laboratory, Zoölogical and Mineralogical Cabinets shall be under the charge of the Professor of Chemistry and Natural History. Each Professor shall be accountable to the Trustees for the care of the apparatus belonging to his department; nor shall any student have access to it unless accompanied by the Professor.

# CHARTER

OF

# COLBY UNIVERSITY,

WITH THE

ACTS AND RESOLVES

RELATING THERETO,

AND THE

BY-LAWS OF THE TRUSTEES.

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PORTLAND, ME:  
STEPHEN BERRY, PRINTER.

1875.

Mr G

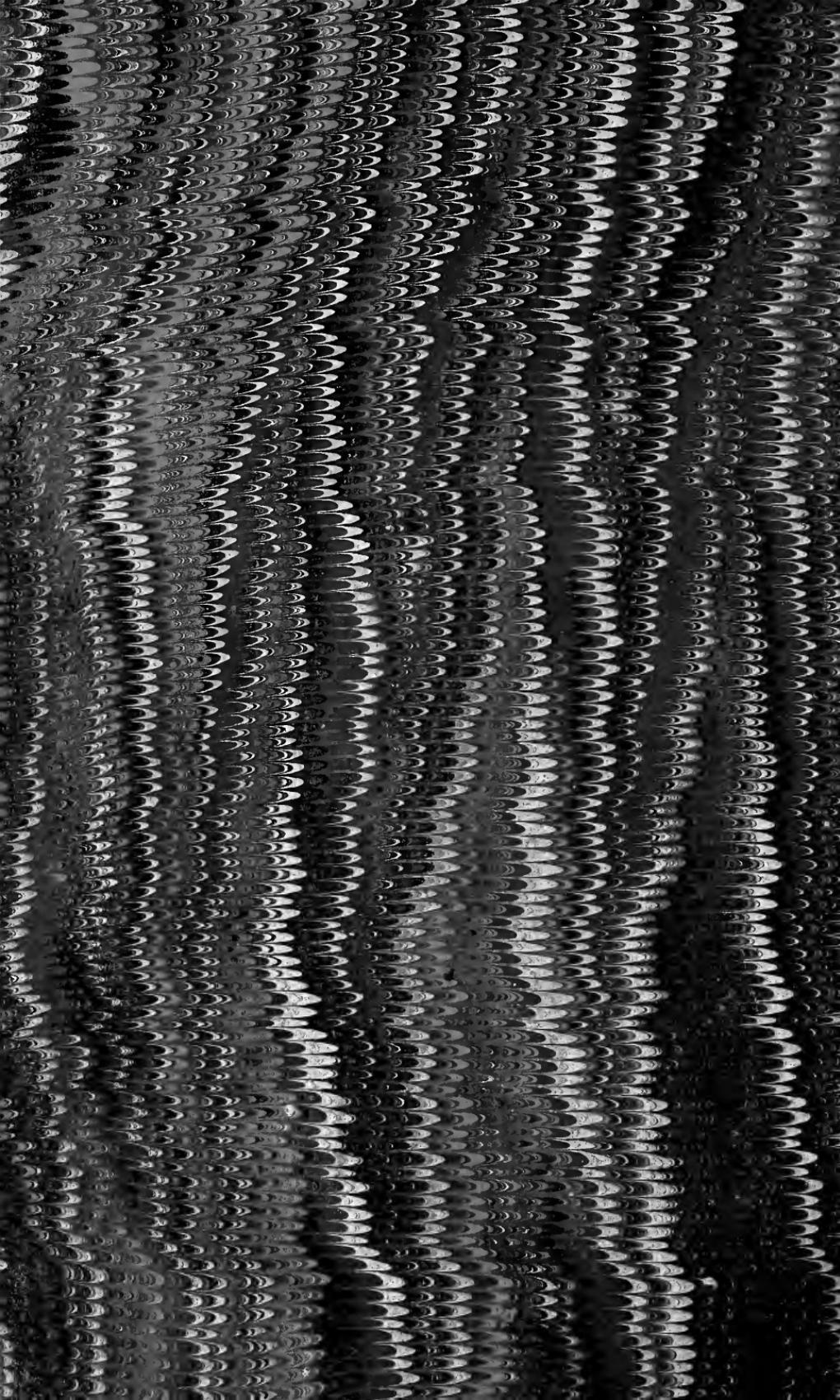


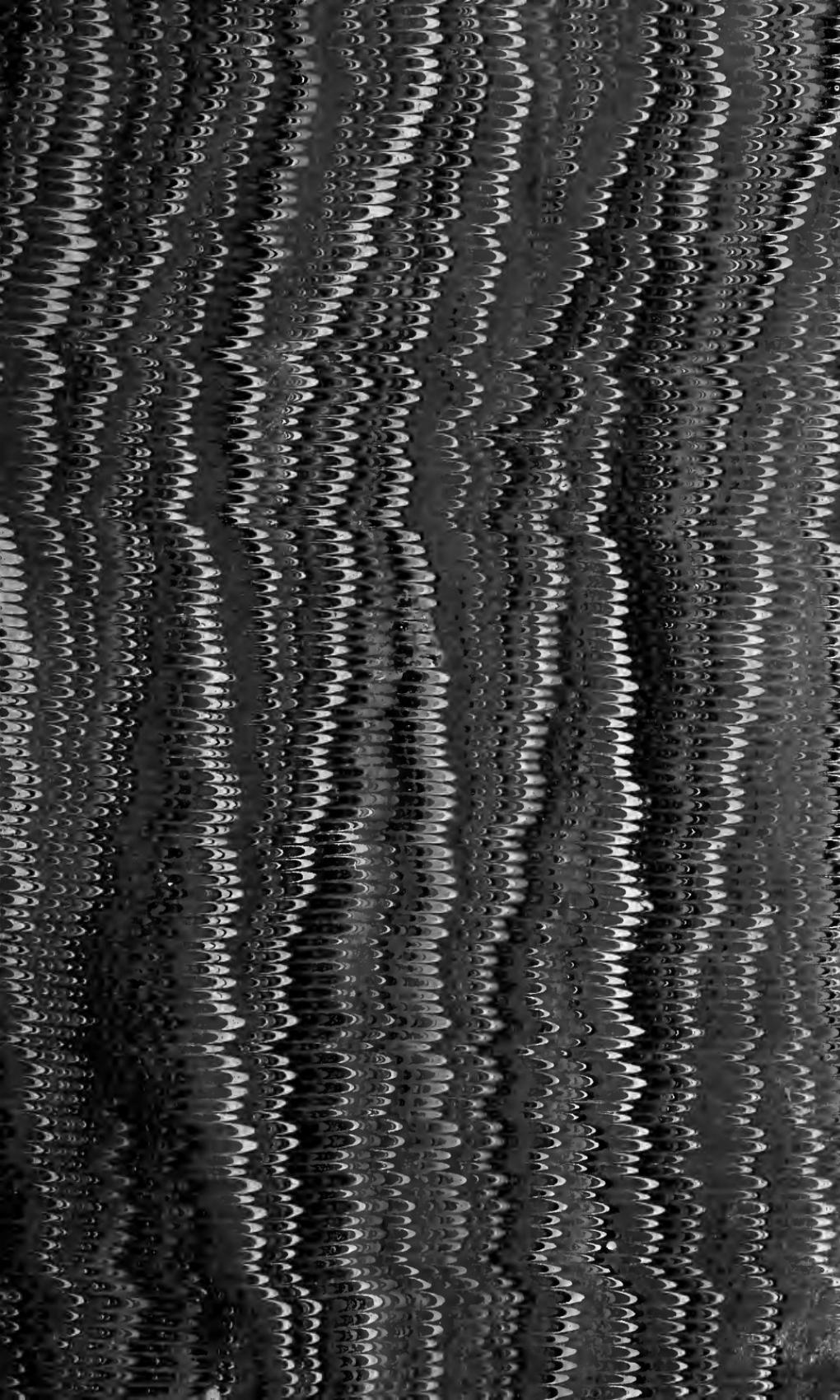












**LIBRARY OF CONGRESS**



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